From: <u>David Choate</u>

To: <u>James Turner/R6/USEPA/US@EPA</u>

cc: <u>Jim Clark; 'Nevala, David'; Scoggins, Bryan</u>

Subject: Norphlet Chemical, Inc. and Tulstar

Date: 04/24/2009 10:46 AM

Attachments: Letter of Intent 9-17-04 and Amendment to Contract 12-13-05.pdf

Take or Pay Contract - Garrison and Tulstar - 1-20-05.pdf

Jim,

Following our telephone conversation yesterday, I contacted my clients at the Arkansas Economic Development Commission regarding the February 2006 agreement referenced by Tulstar's attorneys. AEDC is not aware of a February 2006 agreement; however, they were able to locate three other documents which Tulstar executed in relation to the tolling arrangement. These documents are attached to this email for your review. If I can be of any assistance to you in the future, please let me know. Thank you, and have a good weekend.

- David

David E. Choate

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